

COURTESY COPY

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ASSOCIATION FOR MOLECULAR PATHOLOGY,) 09 Civ. 4515 (RWS) 2010
ET AL.,) JAN 14 2010
Plaintiffs,) ECF
v.) MOTION FOR
UNITED STATES PATENT AND TRADEMARK) LEAVE TO FILE
OFFICE, ET AL.,) AMICUS CURIAE BRIEF
Defendants.)

PLEASE TAKE NOTICE that proposed *Amicus Curiae* Boston Patent Law Association ("BPLA"), shall move this Court, before the Honorable Robert W. Sweet, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York, at a date and time to be determined by the Court, for leave to file an *amicus curiae* brief.

Submitted herewith are: (1) a Memorandum of Law in Support of this Motion for Leave to File *Amicus Curiae* Brief and (2) BPLA's proposed *amicus curiae* brief.

Dated: January 13, 2010

McCARTER & ENGLISH, LLP

Of Counsel:
Erik Paul Belt
Co-Chair, BPLA *Amicus* Committee
Maria Laccotripe Zacharakis, Ph.D.
McCarter & English, LLP
265 Franklin Street
Boston, MA 02116
(617) 449-6500
ebelt@mccarter.com
mzacharakis@mccarter.com

By: /s/Lee Carl Bromberg
Lee Carl Bromberg
Lori J. Shyavitz
Attorneys for *Amicus Curiae*
Boston Patent Law Association
265 Franklin Street
Boston, MA 02116
(617) 449-6500
lbromberg@mccarter.com
lshyavitz@mccarter.com

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 1/27/10

*So ordered
Sweet US SDNY
1-26-10*

CERTIFICATE OF SERVICE

This is to certify that on January 13, 2010, a true and correct copy of the foregoing Motion for Leave to File Brief *Amicus Curiae* has been served on registered counsel of record via the Court's ECF system.

Dated: January 13, 2010

/s/Lori J. Shyavitz

Lori J. Shyavitz